

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Dennis M. Cavanaugh
 : Crim. No. 07-686 (DMC)
 v. :
 : CONTINUANCE ORDER
 ELLIOT MUNFORD :
 :
 :

This matter having come before the Court on the joint application of Christopher J. Christie, United States Attorney for the District of New Jersey (by David E. Malagold, Assistant U.S. Attorney), and defendant Elliot Munford (by Chester Keller, Esq.) for an order granting a continuance of the proceedings in the above-captioned matter, and the defendant being aware that he has the right to have the matter brought to trial within 70 days of the date of the indictment pursuant to Title 18 of the United States Code, Section 3161(c)(1), and as the defendant has requested and consented to such a continuance, and for good and sufficient cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

- i. Plea negotiations regarding a possible disposition are currently in progress, and both the United States and the defendant desire additional time to meet and confer regarding a disposition, which would render trial of this matter unnecessary and

save judicial resources;

- ii. Defendant has consented to and requested the
aforementioned continuance;
- iii. Should plea negotiations not result in a
disposition, counsel for the defendant will need
additional time to review discovery materials,
file motions and prepare for trial;
- iv. Pursuant to Title 18 of the United States Code,
Section 3161(h)(8)(A), the ends of justice served
by granting the continuance outweigh the best
interests of the public and the defendant in a
speedy trial;
- v. Pursuant to Title 18 of the United States Code,
Section 3161(h)(8)(B)(i), failure to grant this
continuance would result in a miscarriage of
justice;
- vi. Pursuant to Title 18 of the United States Code,
Section 3161(h)(8)(B)(iv), failure to grant this
continuance would deny the counsel for the
defendant the reasonable time necessary for
effective preparation, taking into account the
exercise of due diligence.

WHEREFORE, on this 16 day of May, 2008,

IT IS ORDERED that trial in this matter is continued from
May 19, 2008 to July 21, 2008;

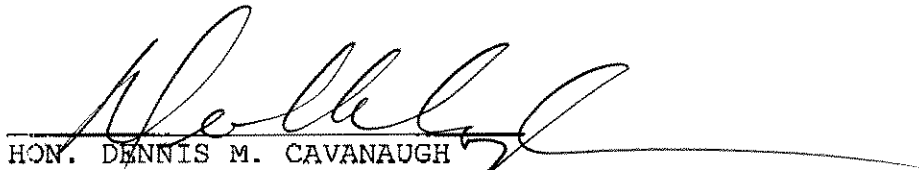
Defense motions are due June 9, 2008.

Responses are due June 23, 2008

The motions shall be heard June 30, 2008.

IT IS FURTHER ORDERED that the period from May 19, 2008 to July 21, 2008, inclusive, shall be excludable in computing time under the Speedy Trial Act of 1974, pursuant to Title 18, United States Code, Section 3161(h) (8); and

Nothing in this order shall preclude a finding that additional periods of time are excludable pursuant to the Speedy Trial Act of 1974.




HON. DENNIS M. CAVANAUGH
United States District Judge

Consented to by:



CHESTER KELLER, ESQ.
Counsel for Defendant



DAVID E. MALAGOLD
Assistant United States Attorney